

**STATE ENVIRONMENTAL COMMISSION**  
**BOX INTERNAL IDENTIFICATION NUMBER: 61**  
**STATE ARCHIVE BOX ID NUMBER: ENVPR-0136**

**CONTENTS:** 1996,1997 & 1998 STATE ENVIRONMENTAL  
COMMISSION APPEAL HEARINGS and 1976  
Meeting Minutes

**HEARING DATE:** **LOCATION:**

Appeal Hearing June 18, 1996 Reno, Nevada

Appeal files contains exhibits, petitions, briefs, orders, and if available transcripts and all administrative documents relating to the appeal hearing.

Verdi Meadows Utility Company, Clyde K. Emery Jr., Secretary, 4009 Pacific Coast Highway, Torrance, California, 90505 appeals the final decision of the Division of Environmental Protection regarding violation of water pollution control permit no. NEV20007.

The Division of Environmental Protection, Bureau of Water Pollution Control issued a Finding and Order on September 26, 1995, pursuant to NRS 445.317 (445A.675) and 445.324 (445A.690), alleges that Verdi Meadows Utility Company violated water pollution control permit no. NEV20007, specifically conditions Parts I.A.1 and I.A.5 by discharging effluent directly into the groundwater via an unlined pond. The Division further alleges that the effluent is not receiving adequate treatment prior its discharge. The Division alleges that this is a violation of NRS 445A.465 and NAC 445A.121 and NAC 445A.850 to 445A.855. The Division on March 25, 1996 amended the September 26, 1995 action by establishing a schedule which is "certain for compliance". The permittee is required to achieve compliance with all applicable permit requirements by March 31, 1997.

**HEARING DATE:** **LOCATION:**

Appeal Hearing June 6, 1997 Las Vegas, Nevada

Appeal files contains exhibits, petitions, briefs, orders, and if available transcripts and all administrative documents relating to the appeal hearing.

Alestel Corporation, dba Mesquite Sand & Gravel, Dennis A. Solis, President, P.O. Box 3000-202, Pahrump, Nevada 89041 appeals the Air Quality Notice of Alleged Violations No. 1228 and 1229 dated March 25, 1997 by the Nevada Division of Environmental Protection.

The Division of Environmental Protection, Bureau of Air Quality issued a Notice of Alleged Violation No. 1228 for a minor violation on March 25, 1997 pursuant to Nevada Administrative Code (NAC) 445B.365 for fugitive dust and Notice No. 1229 for a major violation of NAC 445B.227, operation without required equipment. The Division alleges

that Mesquite Sand and Gravel, on March 12, 1997, failed to prevent the discharge of fugitive dust from the screening plant. In addition the State alleges that the appellant failed to operate the screen plant with functioning water sprays which were required by Air Quality Operating Permit No. AB1442-0114, requirement A.1.

**HEARING DATE:**

**LOCATION:**

August 27, 1998

Teleconference

Appeal files contains exhibits, petitions, briefs, orders, and if available transcripts and all administrative documents relating to the appeal hearing.

Selection of Appeal Panel Pursuant to NAC 445A.311

Nevada Administrative Code (NAC) 445A.311 provides that the Environmental Commission will determine the members of appeal panels when an appeal deals with water pollution control decisions relating to diffuse (non point sources) NAC 445A.305 to 445A.340. This teleconference deals with the appeal submitted by Elko County in regards to the Finding of Alleged Violation and Order dated July 23, 1998 by the Nevada Division of Environmental Protection's Bureau of Water Pollution Control. This matter relates to the issue of a tributary of the Jarbidge River.

**HEARING DATE:**

**LOCATION:**

September 16 , 1998

Site Visit at Jarbidge, Nevada

Appeal files contains exhibits, petitions, briefs, orders, and if available transcripts and all administrative documents relating to the appeal hearing.

The Environmental Commission panel members will begin the hearing by conducting a site visit to the South Canyon, in the area of the Bluster and Pine Creek Campgrounds located south of Jarbidge, Nevada. The Commission will conduct the site visit on **Wednesday, September 16, 1998.**

**HEARING DATE:**

**LOCATION:**

September 17 , 1998

Elko, Nevada

Appeal files contains exhibits, petitions, briefs, orders, and if available transcripts and all administrative documents relating to the appeal hearing.

Mr. Gary D. Woodbury, District Attorney, Elko County, 575 Court Street, Elko, Nevada, 89801, appeals the Nevada Division of Environmental Protection's Bureau of Water Pollution Control Finding of Alleged Violation and Order dated July 23, 1998.

The Nevada Division of Environmental Protection's Bureau of Water Pollution Control issued a Finding of Alleged Violation (FOAV) and Order on July 23, 1998 to Elko County, Nevada pursuant to Nevada Revised Statutes (NRS) 445A.675 "Violations: Remedies" and 445A.690 "Violations: Compliance Orders". The Finding alleges that Elko County is in violation of the state's water pollution control law due to activities conducted by the Elko County Road Department as part of its South Canyon Road repair project resulting in a point source discharge to the Jarbidge River. The Division alleges that Elko County violated NRS 445A.465 "Unlawful discharge of a pollutant without a permit". The Division alleges that Elko County failed to secure a water pollution control permit for a "point source" as required by Nevada Administrative Code (NAC) 445A.266(1)(c) and NRS 445A.395.

### **Environmental Commission 1976 Regulatory Meeting Minutes**

#### **HEARING DATE:**

#### **LOCATION:**

October 1, 1976

Elko, Nevada

September 23, 1976

Reno, Nevada

September 16, 1976

Las Vegas, Nevada

February 27, 1976

Las Vegas, Nevada

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